

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

Rosa Lopez,

NO. C 06-04575 JW

Plaintiff,

**ORDER RE: SHOW CAUSE HEARING**

v.

Reynita Restaurant, et al.,

Defendants.

The Court has ordered Defendants to appear and to show cause why a judgment should not be entered to enforce the terms of a settlement agreement reached between the parties. (See Docket Item No. 21.) The hearing is currently scheduled for March 24, 2008.

Defendants' counsel has filed a response stating as follows:

Defendants have no meritorious defense to the order to show cause. Defendants are well aware of the significance of any failure to pay the judgment and understand that a judgment will be entered for their breach of the settlement agreement. Despite repeated attempts, I have been unable to contact Defendants.

I am the sole caretaker of my significant other. She has terminal cancer and is only expected to live days or weeks. I ask that I be excused from appearing at the hearing.


(See Docket Item No. 22.

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1 In light of counsel's representation that he can offer no meritorious defense, he may chose  
2 whether to appear at the hearing or rest his argument on the papers submitted.

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5 Dated: March 18, 2008

  
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JAMES WARE  
United States District Judge

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

2 James Dal Bon jdblawn@earthlink.net  
3 Randy L. Stephens rand@randslaw.com  
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5 **Dated: March 18, 2008**

**Richard W. Wieking, Clerk**

7 **By: /s/ JW Chambers**

8 **Elizabeth Garcia**  
9 **Courtroom Deputy**  
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